

(b) BLM may terminate an agreement without Tribal or State agreement if the—

(1) Tribe or State fails to carry out the terms of the agreement; or

(2) Agreement is no longer needed.

(c) A Tribe may unilaterally terminate an agreement after notifying BLM. For a unilateral termination, the agreement terminates 60 days after the Tribe notifies BLM.

§ 3192.16 How will I know if BLM intends to terminate my agreement?

(a) If BLM intends to terminate your agreement because you did not carry out the terms of the agreement, BLM must send you a notice that lists the reason(s) why BLM intends to terminate the agreement.

(b) Within 30 days after receiving the notice, you must send BLM a plan to correct the problem(s) BLM listed in the notice. BLM has 30 days to approve or disapprove the plan, in writing.

(c) If BLM approves the plan, you have 30 days after you receive notice of the approval to correct the problem(s).

(d) If you have not corrected the problem within 30 days, BLM will send you a second written termination notice that will give you another opportunity to correct the problem.

(e) If the problem is not corrected within 60 days after you receive the second notice, BLM will terminate the agreement.

§ 3192.17 Can BLM reinstate cooperative agreements that have been terminated?

(a) If your cooperative agreement was terminated by consent, you may request that BLM reinstate the agreement at any time.

(b) If BLM terminated an agreement because you did not carry out the terms of the agreement, you must prove that you have corrected the problem(s) and are able to carry out the terms of the agreement.

(c) For any reinstatement request BLM will decide whether or not your cooperative agreement may be reinstated and, if so, whether you must make any changes to the agreement before it can be reinstated.

§ 3192.18 Can I appeal a BLM decision?

Any party adversely affected by a BLM decision made under this subpart may appeal the decision in accordance with parts 4 and 1840 of this title.

PART 3195—HELIUM CONTRACTS

GENERAL INFORMATION

Sec.

3195.10 What is the purpose of these regulations?

3195.11 What terms do I need to know to understand this subpart?

3195.12 What is an In-Kind Crude Helium Sales Contract?

3195.13 If I am a Federal helium supplier or buyer, what reports must I submit to BLM?

3195.14 How should I submit reports?

FEDERAL AGENCY REQUIREMENTS

3195.20 Who must purchase major helium requirements from Federal helium suppliers?

3195.21 When must I use an authorized Federal helium supplier?

3195.22 When must my contractors or subcontractors use an authorized Federal helium supplier?

3195.23 How do I get a list of authorized Federal helium suppliers?

3195.24 What must I do before contacting a non-Federal helium supplier for my helium needs?

3195.25 What information must be in my purchase order/contract for a major helium requirement?

3195.26 What information must I report to BLM?

3195.27 What do I do if my helium requirement becomes a major helium requirement after the initial determination has been made?

FEDERAL HELIUM SUPPLIER REQUIREMENTS

3195.30 How do I apply to become a Federal helium supplier?

3195.31 What are the general terms of an In-Kind Crude Helium Sales Contract?

3195.32 Where can I find a list of Federal agencies that use helium?

3195.33 What information must I report to BLM?

3195.34 What happens to my Helium Distribution Contracts?

3195.35 What happens if I have an outstanding obligation to purchase refined helium under a Helium Distribution Contract?

3195.36 What happens if there is a shortage of helium?